THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.763 of 2007

26.2.2007

Between:

Kum.P.Uma Rani, D/o.Rama Raju

... Petitioner

AND

The Secretary, Government of Andhra Pradesh,
Revenue Department, Secretariat, Hyderabad
And others

... Respondents

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WRIT PETITION No.763 of 2007

ORDER:

The petitioner allegedly purchased plot No.52 admeasuring an extent of 263.54 Sq.yards in the layout of Saradhi Cooperative Housing Society situated in survey No.128/1 (Part). She made an application on 12.2.2006 to the second respondent seeking regularization of her occupation of the land, which was declared as surplus vacant land under the provisions of the Urban Land (Ceiling and Regulation) Act, 1976 (the Act, for brevity), duly paying the requisite amount. As no orders are passed, alleging that the third respondent is trying to interfere with the possession, the present writ petition is filed.

This Court granted three adjournments to learned Assistant Government Pleader for Revenue (Assignment) to report latest position regarding the application made by the petitioner to the second respondent. Learned Assistant Government Pleader is not able to get instructions in the matter. Therefore, instead of keeping the matter pending, the writ petition is disposed of, directing the second respondent to conduct enquiry in application No.E/485/61/06 made by the petitioner and send a report to the first respondent within a period of six weeks from the date of receipt of a copy of this order. Insofar as the allegation made by the petitioner against the third respondent that he is trying to dispossess the petitioner is concerned, it is needless to observe that unless a notice under Section 10(5) of the Act is issued, the third respondent cannot take possession of the land from the petitioner if he is still in possession as alleged.

The writ petition, with the above observations, is accordingly disposed of. No costs.

(**V.V.S.RAO,J**)

February 26, 2007.
YS